



# **Australian Education Amendment (2023 Measures No. 1) Regulations 2023**

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I, General the Honourable David Hurley AC DSC (Retd), Governor-General of the Commonwealth of Australia, acting with the advice of the Federal Executive Council, make the following regulations.

Dated            19 June            2023

David Hurley  
Governor-General

By His Excellency's Command

Jason Clare  
Minister for Education

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## 1 Name

This instrument is the *Australian Education Amendment (2023 Measures No. 1) Regulations 2023*.

## 2 Commencement

- (1) Each provision of this instrument specified in column 1 of the table commences, or is taken to have commenced, in accordance with column 2 of the table. Any other statement in column 2 has effect according to its terms.

Commencement information		
Column 1	Column 2	Column 3
Provisions	Commencement	Date/Details
1. The whole of this instrument	The day after this instrument is registered.	22 June 2023

Note: This table relates only to the provisions of this instrument as originally made. It will not be amended to deal with any later amendments of this instrument.

- (2) Any information in column 3 of the table is not part of this instrument. Information may be inserted in this column, or information in it may be edited, in any published version of this instrument.

## 3 Authority

This instrument is made under the *Australian Education Act 2013*.

## 4 Schedules

Each instrument that is specified in a Schedule to this instrument is amended or repealed as set out in the applicable items in the Schedule concerned, and any other item in a Schedule to this instrument has effect according to its terms.

## Schedule 1—Amendments

### Part 1—Adjustment funding for highly disadvantaged independent school students

#### *Australian Education Regulation 2013*

#### 1 In the appropriate position in Schedule 1

Insert:

### Part 9—Adjustment funding for highly disadvantaged independent school students

#### 38 Circumstances

For the purposes of subsection 69A(1) of the Act, the circumstances for a school for a year from 2023 to 2026 (inclusive) are that:

- (a) the school is a school other than a government school or a Catholic systemic school, and is:
  - (i) a majority Aboriginal and Torres Strait Islander school; or
  - (ii) a special assistance school; or
  - (iii) a special school; and
- (b) the school is included in the table in Schedule 3; and
- (c) the approved authority for the school has provided the information mentioned in section 56 of this instrument that is relevant to working out the school's socio-educational disadvantage loading and low English proficiency loading (the *loading amount*) for the year; and
- (d) the loading amount for the year:
  - (i) is worked out in reliance on the information mentioned in paragraph (c); and
  - (ii) is lower than it would be if the number of students relied upon in working out the loading amount were a number identified by ACARA for the year by using the method it used in 2022 to work out the number of students by the application of fixed percentages.

Note 1: For how a school's socio-educational disadvantage loading is worked out, see section 38 of the Act and section 18 of this instrument.

Note 2: For how a school's low English proficiency loading is worked out, see section 39 of the Act and section 18 of this instrument.

#### 39 Amounts payable

##### *Maximum amounts payable*

- (1) For the purposes of paragraph 69A(2)(b) of the Act, the maximum amount payable for a school for a year under a determination under subsection 69A(1) of the Act in the circumstances mentioned in clause 38 of this Schedule is the following percentage of the base adjustment amount for the school specified in the table in Schedule 3:

- (a) for 2023—100%;
- (b) for 2024—75%;
- (c) for 2025—50%;
- (d) for 2026—25%.

*Total amounts payable*

- (2) For the purposes of paragraph 69A(4)(a) of the Act, the following are the amounts that the total of the amounts that the Minister determines under subsection 69A(1) of the Act for a year in the circumstances mentioned in clause 38 of this Schedule must not exceed:
  - (a) for 2023—\$62,774,474;
  - (b) for 2024—\$47,080,856;
  - (c) for 2025—\$31,387,237;
  - (d) for 2026—\$15,693,619.

#### **40 Purpose for which funding is spent or committed to be spent**

- (1) For the purposes of paragraph 78(2)(a) of the Act, an approved authority for a school must spend, or commit to spend, financial assistance that is payable for the school under subsection 69A(1) of the Act in the circumstances mentioned in clause 38 of this Schedule:
  - (a) for the purpose of providing school education at a school for which the authority is approved; and
  - (b) in accordance with any written directions given by the Minister.
- (2) Subsections 29(2) and (3) of this instrument have effect as if a reference in those subsections to subsection (1) included a reference to paragraph (1)(a) of this clause.
- (3) Financial assistance mentioned in subclause (1) must be spent, or committed to be spent:
  - (a) by the day, or within the period, directed in writing by the Minister; or
  - (b) if there is no such direction—in the year in which the assistance is paid to the approved authority.
- (4) For the purposes of subclause (1) and paragraph (3)(a), the Minister may give written directions to an approved authority.
- (5) Any interest earned on financial assistance mentioned in subclause (1) must be spent, or committed to be spent, in the same way as the financial assistance.

## **2 At the end of the instrument**

Add:

### **Schedule 3—Adjustment funding for highly disadvantaged independent school students**

Note: See paragraph 38(b) and subclause 39(1) of Schedule 1.

**Schedule 1** Amendments**Part 1** Adjustment funding for highly disadvantaged independent school students**1 Schools and base adjustment amounts**

For a school specified in column 1 of an item in the following table, the base adjustment amount for the school is the amount specified for the item.

<b>Schools and base adjustment amounts</b>		
<b>Item</b>	<b>School</b>	<b>Base adjustment amount</b>
1	Aboriginal and Islander Independent Community School (AGEID: 5894)	\$506,271.00
2	Advance College of Education Incorporated (AGEID: 30348)	\$183,966.00
3	ALESCO Senior College (AGEID: 18110)	\$1,530,351.00
4	Allegra School Coffs Harbour (AGEID: 80023)	\$296,419.81
5	Alta-1 College—Western Australia (AGEID: 26753)	\$3,115,724.00
6	Alta-1 College—Queensland (AGEID: 30253)	\$270,612.00
7	Alta-1 Kimberley College (AGEID: 87600)	\$60,673.00
8	Andale School (AGEID: 3054)	\$121,346.00
9	Arcadia College (AGEID: 30013)	\$1,205,473.26
10	Arethusa College (AGEID: 28541)	\$4,194,075.00
11	Arise Christian College (AGEID: 86498)	\$148,792.00
12	Aspect Central Coast School (AGEID: 4079)	\$561,263.00
13	Aspect Hunter School (AGEID: 3039)	\$928,418.00
14	Aspect Macarthur School (AGEID: 29102)	\$521,837.00
15	Aspect Riverina School (AGEID: 29104)	\$440,255.00
16	Aspect South Coast School (AGEID: 6747)	\$432,400.00
17	Aspect South East Sydney School (AGEID: 15942)	\$1,010,384.00
18	Aspect Treetop School (AGEID: 30339)	\$370,860.00
19	Aspect Vern Barnett School (AGEID: 3048)	\$523,155.00
20	Aspect Western Sydney School (AGEID: 4280)	\$733,061.00
21	Autism Queensland Education and Therapy Centre (AGEID: 3130)	\$567,841.00
22	Berengarra School (AGEID: 3057)	\$484,444.00
23	Berry Street School - Narre Warren Campus (AGEID: 17749)	\$94,265.00
24	Biala Special School (AGEID: 3006)	\$92,833.00
25	Blacktown Youth College Incorporated (AGEID: 15988)	\$34,450.00
26	Bunbury Regional Community College (AGEID: 85184)	\$428,422.04
27	Burnett Youth Learning Centre (AGEID: 26130)	\$98,234.00
28	Carbrook Animal Assisted Learning Centre (AGEID: 85821)	\$68,494.00
29	Carinity Education—Glendyne (AGEID: 17689)	\$157,809.00
30	Carinity Education—Rockhampton (AGEID: 30310)	\$398,082.00
31	Carinity Education—Shalom (AGEID: 13496)	\$223,320.00
32	Carinity Education—Southside (AGEID: 16708)	\$423,516.00
33	Christian Aboriginal Parent-Directed School (AGEID: 2756)	\$195,345.00
34	Christian Aboriginal Parent-Directed School (Caps), Kurrawang	\$69,484.00



Amendments **Schedule 1**  
Adjustment funding for highly disadvantaged independent school students **Part 1**

<b>Schools and base adjustment amounts</b>		
<b>Item</b>	<b>School</b>	<b>Base adjustment amount</b>
	(AGEID: 8870)	
35	Cire Community School (AGEID: 30222)	\$1,423,698.57
36	Communicare Academy (AGEID: 30041)	\$184,005.07
37	Communities@Work Galilee School (AGEID: 16302)	\$307,685.79
38	Craig Davis College (AGEID: 30001)	\$41,420.00
39	Crossways Lutheran School, Ceduna (AGEID: 2630)	\$345,524.00
40	D.A.L.E. Christian School (AGEID: 16054)	\$730,899.00
41	Darkinjung Barker (AGEID: 85175)	\$181,092.00
42	David Scott School (AGEID: 84737)	\$393,005.00
43	Dhupuma Barker (AGEID: 87700)	\$19,071.00
44	Djarragun College (AGEID: 5590)	\$600,128.00
45	Djerriwarrh Community College (AGEID: 87137)	\$118,915.00
46	Dunlea Centre, Australia's Original Boys' Town (AGEID: 16698)	\$159,879.86
47	EDEN College (AGEID: 29772)	\$158,237.00
48	EdSpace (AGEID: 28121)	\$101,813.00
49	Education Centre Gippsland Community College (AGEID: 28612)	\$526,031.00
50	Elouera Special School (AGEID: 3010)	\$77,727.00
51	ET Australia Secondary College (AGEID: 29950)	\$1,042,581.19
52	Fairbridge College (AGEID: 30338)	\$250,904.00
53	Frank Dando Sports Academy (AGEID: 3128)	\$145,404.00
54	Frank W Cheshire Education Centre (AGEID: 3061)	\$90,825.00
55	Gateway Community High (AGEID: 87255)	\$208,567.00
56	Gawa Christian School (AGEID: 18020)	\$47,657.00
57	Giant Steps Melbourne (AGEID: 30327)	\$227,122.00
58	Giant Steps Sydney (AGEID: 15625)	\$543,582.00
59	Giant Steps Tasmania (AGEID: 14375)	\$158,508.00
60	Gulf Christian College (AGEID: 14047)	\$357,980.00
61	Gumbaynggirr Giingana Freedom School (AGEID: 87977)	\$58,268.00
62	Hester Hornbrook Academy Ltd (AGEID: 80108)	\$793,126.00
63	Horizons College (AGEID: 30165)	\$334,010.00
64	Hymba Yumba Community Hub (AGEID: 28630)	\$814,179.00
65	Indie School Albury (AGEID: 28887)	\$532,914.00
66	Indie School Devonport (AGEID: 86643)	\$253,327.00
67	Indie School Elizabeth (AGEID: 86717)	\$281,935.00
68	Indie School Glenorchy (AGEID: 86008)	\$160,070.00
69	Indie School Logan (AGEID: 88075)	\$144,358.00
70	Indie School Western Australia (AGEID: 87623)	\$323,525.00
71	Indie School Wodonga (AGEID: 25136)	\$2,596,879.00
72	Jabiru Community College (AGEID: 29083)	\$305,693.00
73	Josiah College (AGEID: 85196)	\$288,027.00

**Schedule 1** Amendments**Part 1** Adjustment funding for highly disadvantaged independent school students

<b>Schools and base adjustment amounts</b>		
<b>Item</b>	<b>School</b>	<b>Base adjustment amount</b>
74	Kairos Community College (AGEID: 30246)	\$433,797.00
75	Kamaruka (AGEID: 17514)	\$187,978.00
76	Karalundi College (AGEID: 86512)	\$57,610.00
77	Key College (AGEID: 16513)	\$151,492.00
78	Kulkarriya Community School (AGEID: 16023)	\$4,178.00
79	Kutta Mulla Gorinna Special Assistance School (AGEID: 86358)	\$15,271.01
80	Lyrebird College (AGEID: 87004)	\$61,182.00
81	Macquarie University Special Education Centre (AGEID: 5274)	\$187,472.00
82	Mancel College (AGEID: 4216)	\$704,370.00
83	Mansfield Autistic Centre (AGEID: 3082)	\$120,735.00
84	Margaret Jurd College (AGEID: 15906)	\$175,436.86
85	Mastery Schools Australia (AGEID: 87087)	\$1,407,058.00
86	Mater Dei Special School (AGEID: 3024)	\$585,179.00
87	Melbourne Indigenous Transition School (AGEID: 30333)	\$91,101.48
88	Men of Business Academy (AGEID: 86578)	\$506,933.00
89	Minimbah Primary School (AGEID: 15383)	\$54,927.00
90	Mountain District Community College. (AGEID: 87940)	\$225,285.00
91	Mungalla Silver Lining School (AGEID: 85556)	\$80,933.00
92	Nautilus Senior College (AGEID: 80020)	\$185,717.00
93	Nawarddeken Academy (AGEID: 85759)	\$15,072.00
94	Nawarddeken Academy Mamadawerre School (AGEID: 87762)	\$22,565.00
95	Nawarddeken Academy Manmoyi School (AGEID: 87763)	\$22,268.00
96	New Hope School (AGEID: 30211)	\$173,339.23
97	NextSense School—Blind and Deafblind Program (AGEID: 3040)	\$33,691.00
98	NextSense School—Sign Bilingual Program (AGEID: 15957)	\$45,254.00
99	NextSense School—Spoken Language Program (AGEID: 13283)	\$67,672.85
100	Ngaruki Gulgul (AGEID: 30150)	\$157,519.00
101	Novo Education Space (AGEID: 29085)	\$250,665.00
102	Nyangatjatjara College (AGEID: 14570)	\$30,643.00
103	Nyikina Mangala Community School (AGEID: 17285)	\$17,059.00
104	Oasis College Surry Hills (AGEID: 85158)	\$23,741.01
105	Odyssey House (AGEID: 2379)	\$264,135.67
106	Ohana College (AGEID: 85218)	\$355,467.04
107	Ontrack (AGEID: 85134)	\$38,258.01
108	Pacific Gulgangali Jarjums Christian School (AGEID: 88043)	\$32,752.00
109	Pacific Hope School (AGEID: 30206)	\$357,566.45
110	Pambula Beach Flexible Learning Centre (AGEID: 86592)	\$36,999.00
111	Plenty River College (AGEID: 87890)	\$123,724.00
112	Port School (AGEID: 16104)	\$429,497.00

Amendments **Schedule 1**  
Adjustment funding for highly disadvantaged independent school students **Part 1**

<b>Schools and base adjustment amounts</b>		
<b>Item</b>	<b>School</b>	<b>Base adjustment amount</b>
113	PRACE College (AGEID: 80123)	\$258,125.60
114	Purnululu Aboriginal Community Independent School (AGEID: 13596)	\$64,078.00
115	Radiant Life College (AGEID: 30133)	\$90,925.00
116	Rawa Community School (AGEID: 4264)	\$52,985.00
117	Redfern Jarjum College (AGEID: 28908)	\$29,385.00
118	Rossbourne School (AGEID: 3095)	\$868,802.00
119	Shoalhaven River College (AGEID: 85753)	\$234,907.03
120	Silver Lining School (AGEID: 85766)	\$153,747.00
121	Skillset Senior College (AGEID: 30245)	\$457,349.42
122	SMYL Community College (AGEID: 29090)	\$377,721.00
123	Sowilo Community High School (AGEID: 17313)	\$268,738.00
124	Specialised Assistance School for Youth (SASY) (AGEID: 30351)	\$1,021,112.78
125	St Andrew's Cathedral Gawura School (AGEID: 29067)	\$170,757.00
126	St Edmund's School (AGEID: 3032)	\$776,000.00
127	St Gabriel's School for students with special needs (AGEID: 3033)	\$813,999.00
128	St Lucy's School (AGEID: 3034)	\$1,150,318.00
129	St Mary's Flexible Learning Centre (AGEID: 30203)	\$120,021.00
130	St Paul's College (AGEID: 3102)	\$303,987.00
131	St Peter's Heart (AGEID: 87858)	\$64,031.00
132	St Philip's Christian College DALE Young Parents (AGEID: 30309)	\$71,257.00
133	Strelley Community School (AGEID: 2705)	\$62,139.00
134	Suneden Specialist School (AGEID: 3164)	\$340,197.00
135	Telethon Speech & Hearing (AGEID: 3177)	\$613,172.00
136	The Bowen College (AGEID: 85100)	\$8,233.00
137	The BUSY School (AGEID: 86670)	\$1,772,788.00
138	The Currajong School (AGEID: 3067)	\$198,282.00
139	The John Berne School (AGEID: 16089)	\$187,721.00
140	The Joseph Varga School (AGEID: 8818)	\$107,969.00
141	The Lakes College (AGEID: 80038)	\$18,648.00
142	The Sycamore School (AGEID: 80044)	\$454,641.00
143	Tiwi College (AGEID: 27652)	\$145,021.00
144	TLK Youth College (AGEID: 29072)	\$160,980.00
145	Tombolo Academy (AGEID: 87021)	\$205,745.00
146	Toogoolawa School (AGEID: 17613)	\$369,127.00
147	Valley Hope School (AGEID: 80011)	\$86,264.66
148	Wadja Wadja High School (AGEID: 13632)	\$64,992.00
149	Warakirri College (AGEID: 26389)	\$607,990.00
150	Waranara School (AGEID: 30217)	\$304,569.94

**Schedule 1** Amendments**Part 1** Adjustment funding for highly disadvantaged independent school students

<b>Schools and base adjustment amounts</b>		
<b>Item</b>	<b>School</b>	<b>Base adjustment amount</b>
151	Warrah Village Rudolf Steiner School for Curative Education (AGEID: 3049)	\$159,909.00
152	Warwick Christian College (AGEID: 26131)	\$642,831.00
153	WAYS Secondary (AGEID: 28606)	\$284,308.00
154	Western Riverina Community School (AGEID: 85079)	\$8,529.00
155	Wollongong Flexible Learning Centre (AGEID: 29962)	\$27,791.00
156	Wongutha Christian Aboriginal Parent-Directed School (AGEID: 13603)	\$118,965.00
157	Woodbury (AGEID: 24017)	\$142,246.00
158	Worawa Aboriginal College (AGEID: 3402)	\$44,356.00
159	Wulungarra Community School (AGEID: 16021)	\$15,177.00
160	Wycliffe Hope School. (AGEID: 87233)	\$144,393.00
161	Yakanarra Community School (AGEID: 14016)	\$28,543.00
162	Yattalunga Valley Christian School (AGEID: 87821)	\$36,898.00
163	Yipirinya School (AGEID: 4218)	\$1,510,446.00
164	Yiramalay Studio School (AGEID: 29953)	\$41,102.79
165	Yiyili Aboriginal Community School (AGEID: 2771)	\$68,956.00
166	YMCA Vocational School—Redlands (AGEID: 87755)	\$334,269.00
167	YMCA Vocational School—Brisbane South (AGEID: 86645)	\$289,078.00
168	YMCA Vocational School—Ipswich (AGEID: 86646)	\$257,079.00
169	YMCA Vocational School—Logan (AGEID: 29004)	\$225,933.00
170	YMCA Vocational School—Moreton Bay (AGEID: 86647)	\$399,793.00
171	YOS Lawnton (AGEID: 30260)	\$92,117.00
172	Youth Futures Community School (Clarkson) (AGEID: 30258)	\$694,232.00
173	Youth2Industry College (AGEID: 87056)	\$174,511.00
174	Youthinc. Enterprise Academy (AGEID: 85147)	\$421,294.00

## **Part 2—Targeted round school upgrades funding limit**

### *Australian Education Regulation 2013*

#### **3 Clause 31 of Schedule 1**

Omit “\$18 million”, substitute “\$21.6 million”.